

**MORRISON | FOERSTER**

19900 MACARTHUR BLVD.  
IRVINE  
CALIFORNIA 92612-2445  
TELEPHONE: 949.251.7500  
FACSIMILE: 949.251.0900  
WWW.MOFO.COM

MORRISON & FOERSTER LLP  
NEW YORK, SAN FRANCISCO,  
LOS ANGELES, PALO ALTO,  
SAN DIEGO, WASHINGTON, D.C.,  
DENVER, NORTHVILLE, VIRGINIA,  
ORANGE COUNTY, SACRAMENTO,  
WALNUT CREEK, CENTURY CITY  
TOKYO, LONDON, BEIJING,  
SHANGHAI, HONG KONG,  
SINGAPORE, BRUSSELS

**RECEIVED**  
**CENTRAL FAX CENTER**  
**MAR 11 2005**

To:

NAME:	FACSIMILE:	TELEPHONE:
USPTO-Central Facsimile	(703) 872-9306	

FROM: Todd W. Wight

DATE: March 11, 2005

Number of pages with cover page:	<b>6</b>	
-------------------------------------	----------	--

Preparer of this slip has confirmed that facsimile number given is 7822/TWW2  
correct:

**CAUTION - CONFIDENTIAL**

This facsimile contains confidential information which may also be privileged. Unless you are the addressee (or authorized to receive for the addressee), you may not copy, use, or distribute it. If you have received it in error, please advise Morrison & Foerster LLP immediately by telephone or facsimile and return it promptly by mail.

**Comments:**

<b>Attorney Docket No. :</b>	<b>297912002103</b>
<b>Group Art Unit:</b>	<b>1732</b>
<b>Examiner:</b>	<b>Not Yet Assigned</b>
<b>Application Number:</b>	<b>10/772,703</b>
<b>Filing Date:</b>	<b>February 5, 2004</b>
<b>Inventors:</b>	<b>Colone</b>
<b>Title:</b>	<b>Radially Expandable Polytetrafluoroethylene</b>
<b>Attachments:</b>	<b>Transmittal (1 pg.), Response (4 pgs.)</b>

**IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL  
LINDA BURLEIGH AT (949) 251-6829 AS SOON AS POSSIBLE.**

OC-293684

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

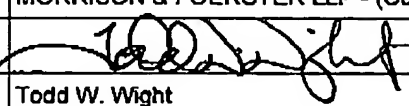
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<h1 style="text-align: center;">TRANSMITTAL FORM</h1> <p style="text-align: center;">(to be used for all correspondence after initial filing)</p>		Application Number	10/772,703
		Filing Date	February 5, 2004
		First Named Inventor	William M. COLONE
		Art Unit	1732
		Examiner Name	Not Yet Assigned
Total Number of Pages in This Submission	5	Attorney Docket Number	297912002103

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	MORRISON & FOERSTER LLP - (Customer No. 25226)		
Signature			
Printed name	Todd W. Wight		
Date	March 11, 2005	Reg. No.	45,218

oc-292677

**RECEIVED**  
**CENTRAL FAX CENTER**

003

**MAR 11 2005**

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, facsimile no. (703) 872-9306 on the date shown below.

Dated: March 11, 2005

Signature: 

(Linda J. Burleigh)

Docket No.: 297912002103  
(PATENT)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
William M. COLONE

Application No.: 10/772,703

Filed: February 5, 2004

Art Unit: 1732

For: **RADIALLY EXPANDABLE**  
**POLYTETRAFLUOROETHYLENE**

Examiner: Not Yet Assigned

**RESPONSE TO NON-FINAL OFFICE ACTION**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the non-final Office Action dated December 23, 2004, for which a response is due on March 23, 2005. Accordingly, this response is timely filed. Reconsideration and allowance of the pending claims, as amended, in light of the remarks presented herein are respectfully requested.

**REMARKS**

Claims 42-46 are pending in this application. Claim 42 stands rejected under 35 USC §102(b) as being anticipated by Gore (USPN 3,962,153). Claims 43-45 stand rejected under 35 USC §103(a) as being unpatentable over Gore in view of Gore (USPN 4,187,390). Claim 46 stands rejected under 35 USC §103(a) as being unpatentable over Gore in view of Marin et al. (USPN 5,618,300). Applicant respectfully traverses these rejections.

oc-292676